

IN THE UNITED STATES DISTRICT COURT FOR  
THE EASTERN DISTRICT OF MISSOURI

JOYCE CASHION,

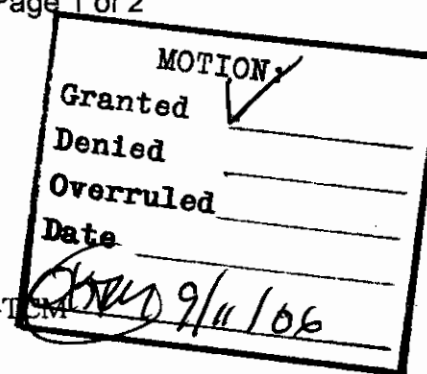
Plaintiff,

vs.

BIG LOTS,

Defendant.

Case No. 1:06CV00014TCM



**JOINT MOTION TO AMEND SCHEDULING AND DISCOVERY ORDER**

COME NOW Plaintiff and Defendant, by and through their counsel, and hereby move this Court to Order certain Amendments to the Schedule of this matter previously approved by the Court on May 19, 2006:

1. That the deadline ~~to request for physical or mental examinations~~ of parties pursuant to Rule 35, Fed.R.Civ.P. be postponed from ~~September 8, 2006 to November 8, 2006.~~
2. That the deadline ~~to conduct any exam pursuant to Rule 35, Fed.R.Civ.P., of the parties~~ be postponed from ~~October 20, 2006 to December 20, 2006.~~
3. That the deadline for lead counsel to notify the clerk of the agreed choice of neutral selected by the parties and the date, time and location of the initial ADR Conference be postponed from August 1, 2006 to October 2, 2006.
4. That the deadline ~~for the referral of this case to alternative dispute resolution~~ be postponed from ~~September 1, 2006 to October 2, 2006.~~
5. That the deadline for the ~~termination or the referral~~ of this case to alternative dispute resolution be postponed from ~~November 1, 2006 to January 1, 2007.~~

WHEREFORE, Plaintiff and Defendant pray this Court Order these proposed amendments to the Discovery Schedule in this matter.

/s/

Scott L. Kolker # 57484  
Kolker & Germeroth, LLC  
7730 Carondelet, Suite 310  
Clayton, Missouri 63105  
(314) 727-4529  
(314) 727-8529 (fax)

/s/

Joseph R. Swift, #4512  
BROWN & JAMES, P.C.  
Attorneys for Defendant  
1010 Market Street, 20<sup>th</sup> Floor  
St. Louis, Missouri 63101  
(314) 421-3400  
(314) 421-3128 (fax)  
[jswift@bjpc.com](mailto:jswift@bjpc.com)

**CERTIFICATE OF SERVICE**

Pursuant to Local Rule 11-2.11, Joseph R. Swift and BROWN & JAMES, P.C., attorneys for Defendant, hereby attest to the existence of a paper copy of Plaintiff's and Defendant's Joint Motion to Amend Scheduling and Discovery Order bearing the original signatures of Scott Kolker and Joseph R. Swift.

I hereby certify that on September 8, 2006, the foregoing was filed electronically with the Clerk of the Court to be served upon the following: Mr. Scott Kolker, Kolker & Germeroth, Attorneys for Plaintiff, 7730 Carondelet, Ste. 310, Clayton, Missouri 63105.

/s/ Joseph R. Swift

7997734